IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

APPEAL NO.820 of 2004
IN
ARBITRATION PETITION NO.387 OF 2004

Board of Trustees of the
Jawaharlal Nehru Port Trust .. Appellant.

V/s.

Ismail Fidaaly Potia & Anr. .. Respondents.

Mr.Milan Bhise with Mr.Amit Shinde i/b. Milan Bhise & Co. for the appellant.

Ms.H.J. Advani with Mr. Sagheer Ahmed for respondent No.1.

Mr.M.S. Doctor with Ms.Rajni Ganapathy i/b. Rajni Associates for respondent No.2.

CORAM : R.M. LODHA, &
J.P. DEVADHAR, JJ.

DATED : 23RD DECEMBER, 2004.

P.C. :

Admit.

2. The advocate on record for the respondents waives service.

3. Printing of paper books dispensed with.

4. By consent the appeal is treated on board for final hearing.

5. The learned counsel for the parties handed in consent terms, marked 'X' for identification purposes.

6. The appeal is disposed of in terms of the consent terms. The impugned order dated December 8, 2004 is set aside.

7. Undertaking given by the parties in the consent terms is accepted.

8. No costs.

(R.M. LODHA, J.)

(J.P. DEVADHAR, J.)